

## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FIL	ING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
10/038,757	0	01/02/2002 Paul Steven Marsha		481.1001CON2	7920
23280	7590	10/03/2005		EXAMINER	
		SON & KAPPE	MORGAN, ROBERT W		
485 SEVENTH AVENUE, 14TH FLOOR NEW YORK, NY 10018			ART UNIT	PAPER NUMBER	
				3626	

DATE MAILED: 10/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<u> </u>	Application No.	Applicant(s)				
	Application No.	Applicant(s)				
Notice of Abandonment	10/038,757	MARSHALL, PAUL STEVEN				
	Examiner	Art Unit				
	Robert W. Morgan	3626				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address						
This application is abandoned in view of:						
<ol> <li>Applicant's failure to timely file a proper reply to the Office letter mailed on <u>25 January 2005</u>.</li> <li>(a) A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on</li> </ol>						
(b) ☐ A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.						
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).						
(c) A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).						
(d) ⊠ No reply has been received.						
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).						
(a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).						
(b) ☐ The submitted fee of \$ is insufficient. A balance of \$ is due.						
The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$						
(c) ☐ The issue fee and publication fee, if applicable, has not been received.						
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).						
(a) ☐ Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.						
(b) ☐ No corrected drawings have been received.						
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.						
5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.						
6. The decision by the Board of Patent Appeals and Interfe of the decision has expired and there are no allowed claim		se the period for seeking court review				
7. The reason(s) below:		Wa-				
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		OMAS				
SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 3600						
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Politions to review under 27 CED 1 127(a) or (b) or requests to withdraw the helding of the description of 27 CED 4 104, when it is						
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.						
U.S. Patent and Trademark Office PTOL-1432 (Rev. 04-01)  Notice	of Abandonment	Part of Paper No. 20050926				